



FOR CITY CLERK USE ONLY

City Council Item No. 11

CITY COUNCIL AGENDA FACT SHEET

Police Department _____
DEPARTMENT

June 9, 2010

Requested Council Date

1. **REQUEST:** Council Approval ☒ Information Only /Presentation ☐
Other () ☐ Hearing ☐

2. **REQUESTED ACTION:**

TO AMENDING CHAPTER 10.58 "TOWING SERVICES," SECTION 10.58.050 OF THE
CALEXICO MUNICIPAL CODE REGARDING GRANTING FRANCHISE AGREEMENTS FOR
TOWING SERVICES WITHIN THE CITY OF CALEXICO

3. **FISCAL IMPACT:**

Revenue: Increase ☐ Source: _____
Decrease ☐ Amount: _____
Cost: Increase ☐ Source: _____
Decrease ☐ Amount: _____
Does Not Apply: ☐

4. **REVIEWED BY:**

Finance Department on: _____ By: _____

Comments: _____

City Attorney on: _____ By: _____

Comments: _____

NOTE: Back up must be submitted along with this form. Deadline is 5:00 p.m., Tuesday, prior to the scheduled meeting date.
CLERK USE ONLY:

CITY COUNCIL DATE: _____

Action ☐ Filing ☐

Consent ☐ Presentation ☐

Hearing ☐ Other (specify) ☐ _____

Reviewed by:

City Clerk

City Manager

CITY COUNCIL AGENDA REPORT

SUBJECT: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA AMENDING CHAPTER 10.58 "TOWING SERVICES," SECTION 10.58.050 OF THE CALEXICO MUNICIPAL CODE REGARDING GRANTING FRANCHISE AGREEMENTS FOR TOWING SERVICES WITHIN THE CITY OF CALEXICO

AGENDA DATE: June 9, 2010

PREPARED BY: Jim Neujahr, Police Chief



APPROVED FOR AGENDA BY: City Manager, Victor Carrillo

RECOMMENDATION: Consider ordinance. If appropriate, introduce and perform the first reading of the ordinance attached hereto by title only and waive full reading of the ordinance.

FISCAL IMPACT: None.

BACKGROUND INFORMATION: The City Council directed staff to draft an amendment to Ordinance No. 1089 establishing a towing service franchise process, which amendment is intended to expand the radius of potential franchisees from tow companies located within the city limits to include companies located within the City's sphere of influence.

CURRENT DISCUSSION:

The attached Ordinance will amend Chapter 10.58 to include tow companies in the area immediately adjacent to Calexico's city limits in its pool of potential franchisees. By expanding the geographic boundaries to include companies within the city's sphere of influence, the city will have an increased number of qualified companies to choose from in awarding franchises.

Attachment: Ordinance

Agenda Item No. ____

Page ____ **Of** ____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA AMENDING CHAPTER 10.58 "TOWING SERVICES," SECTION 10.58.050 OF THE CALEXICO MUNICIPAL CODE REGARDING GRANTING FRANCHISE AGREEMENTS FOR TOWING SERVICES WITHIN THE CITY OF CALEXICO

WHEREAS, on September 1, 2009, the City Council of the City of Calexico adopted Ordinance No. 1089, adding Chapter 10.58, Sections 10.58.010 through 10.58.120 to the Calexico Municipal Code; and

WHEREAS, Chapter 10.58 provides for the regulation and monitoring of the operation of the City and City of Calexico Police Department towing service to serve the public interest, protect the public health and safety, and institute a fair and impartial means of distributing requests for towing services among qualified franchisees; and

WHEREAS, the City Council of the City of Calexico has determined that it is in the best interests of the public, as well as in the interests of maintaining efficient towing operations in the City of Calexico, to amend Section 10.58.050 of Chapter 10.58 of the Calexico Municipal Code to include tow yards located within the City's sphere of influence to the list of potential franchisees.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA, DOES ORDAIN AS FOLLOWS:

SECTION 1. The above-listed recitals are true and correct.

SECTION 2. Subsection (B) of Section 10.58.050 of Chapter 10.58 of the Calexico Municipal Code is hereby amended to read as follows:

"Chapter 10.58.050 Conditions on franchises.

Any towing company that obtains a franchise agreement pursuant this chapter shall:

B. Have an office and storage facility in the same location within the city's boundaries, or within the city's sphere of influence, with a sign posted including the company name, address, phone number and hours of operation, to be clearly visible from the roadway. Unless otherwise authorized by the chief of police, such storage facilities shall contain a minimum of automobile storage spaces."

SECTION 3. This Ordinance shall take effect 30 days after the date of its adoption.

Adopted and approved this ____ day of _____, 2010.

David B. Ouzan, Mayor

ATTEST:

APPROVED AS TO FORM:

Lourdes Cordova, City Clerk

Jennifer M. Lyon, City Attorney

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL) SS.
CITY OF CALEXICO)

I, LOURDES CORDOVA, CITY CLERK OF THE CITY OF CALEXICO, DO
HEREBY CERTIFY THAT THE ABOVE AND FOREGOING ORDINANCE NO. ____ WAS
DULY PASSED AND ADOPTED BY THE CITY COUNCIL AT A REGULAR SESSION
HELD ON THE ____ DAY OF _____, 2010, BY THE FOLLOWING VOTE TO WIT:

AYES:
NOES:
ABSENT:

LOURDES CORDOVA, CITY CLERK